



2812

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PTO/SB/21 (08-00)

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/255,777	
	Filing Date	February 23, 1999	
	First Named Inventor	Shunpei YAMAZAKI et al.	
	Group Art Unit	2812	
	Examiner Name	Richard A. Booth	
Total Number of Pages in This Submission		Attorney Docket Number	740756-1936

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Other
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jeffrey L. Costellia, Reg. No. 35,483 Nixon Peabody LLP 8180 Greensboro Drive Suite 800 McLean, VA 22102
Signature	
Date	April 9, 2002

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#32/Response  
PATENT  
740756-1936  
4/25/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Shunpei YAMAZAKI et al.

Serial No. 09/255,777

Filed: February 23, 1999

For: SEMICONDUCTOR DEVICE AND

METHOD FOR FORMING THE SAME

) Group Art Unit: 2812

) Examiner: Richard A. Booth

) CERTIFICATE OF MAILING

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) Gwyn J. Cantrell  
Gwyn J. Cantrell

**RESPONSE TO NON-FINAL OFFICE ACTION**

Honorable Commissioner of Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Examiner's non-final Office Action mailed January 9, 2002, please consider the following remarks in connection with the above-identified application.

**REMARKS**

At the outset, the Examiner is thanked for the thorough review and consideration of the present application.

The Examiner's non-final Office Action dated January 9, 2002 has been received and its contents carefully noted. Claims 12, 13, 15-19, 21-24, 26-43, 46-58, 60, 61, 65-71 and 75-84 are pending in the present application.

**The Claims are Patentable Over the Prior Art;**

**The Examiner has not made a *Prima Facie* Case of Obviousness**

Claims 12, 13, 15, 17, 23, 24, 26, 28-31, 33-39, 41-43, 46, 48-58, 60, 61, 65, 67-71, 75 and 77-84 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Chang, U.S. Patent No. 5,064,775 (Chang), Wolf et al., "Silicon Processing for VLSI Era, Vol. 1: Process Technology," (Wolf), Zdebel, U.S. Patent No. 5,154,946 (Zdebel), and Yamazaki et al., U.S.